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OFFICE OF PETITIONS

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In re Application of
Kenneth W. Carpenter, et al.
Application No. 10/788,747
Filed: February 26, 2004
Attorney Docket No. MEDIV2020-2

DECISION ON PETITION

This is a renewed decision on the petition under the unintentional provisions of 37 CFR 1.137(b), filed December 2, 2010, to revive the above-identified application.

The petition is **GRANTED**.

The application became abandoned for failure to timely reply within the meaning of 37 CFR 1.113 to the final Office action, mailed May 20, 2009, which set a shortened statutory period for reply of three (3) months. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the application became abandoned at midnight August 20, 2009.

In view of the renewed petition, no extension of time fee is unnecessary. Accordingly, the \$130.00 submitted with the renewed petition is being refunded to petitioner in due course.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3213.

This application is being referred to Technology Center AU 1615 for processing of the RCE in accordance with 37 CFR 1.114.

Cheryl Gibson-Baylor
Cheryl Gibson-Baylor
Petitions Examiner
Office of Petitions